

McGREGOR W. SCOTT  
United States Attorney  
KYMBERLY A. SMITH  
Assistant U.S. Attorney  
501 I Street, Suite 10-100  
Sacramento, California 95814  
Telephone: (916) 554-2771

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	
	)	CR.S. 04-406 FCD
Plaintiff,	)	
	)	
	)	<b>JOINT STIPULATION TO CONTINUE</b>
	)	<b>STATUS HEARING</b>
	)	
	)	
	)	Date: February 6, 2006
Charley Joseph Stephenson,	)	Time: 9:30 a.m.
	)	Court: Honorable Frank C.
	)	Damrell Jr.
Defendant.	)	
_____	)	

COMES NOW the United States of America, by and through its attorneys, McGregor W. Scott, United States Attorney for the Eastern District of California, and Kymberly A. Smith, Assistant United States Attorney, as well as James R. Greiner counsel for defendant, and respectfully request that the change of plea hearing currently scheduled for Monday, February 6, 2006, be continued to Tuesday, February 21, 2006, at 9:30 a.m. The parties who are in the midst of negotiations are waiting to receive additional information which is material to the disposition of this matter. The parties also request that time continue to be excluded for preparation of counsel, pursuant to

1 Local Code T4, and Title 18, United States Code, Section  
2 3161(h) (8) (B) (iv) .

3  
4 Respectfully submitted,  
5 McGREGOR W. SCOTT  
6 United States Attorney

7  
8 /s/ Kymberly A. Smith  
9 KYMBERLY A. SMITH  
10 Assistant United States Attorney

11  
12 /s/ Kymberly Smith for James R. Greiner  
13 JAMES R. GREINER, Attorney at Law  
14 Counsel for defendant, Charley Joseph  
15 Stephenson  
16 ~~~~~

17  
18 **ORDER**

19  
20 Based upon the foregoing and for good cause shown, it is  
21 hereby **ORDERED** that the change of plea hearing currently  
22 scheduled for Monday, February 6, 2006, be and the same hereby is  
23 **CONTINUED** to Tuesday, February 21, 2006, at 9:30 a.m., all  
24 parties to be present.

25  
26 It is **FURTHER ORDERED** that at the request of both parties,  
27 time shall continue to be excluded for preparation of counsel,  
28 pursuant to Local Code T4, and Title 18, United States Code,  
Section 3161(h) (8) (B) (iv), through February 21, 2006.

IT IS SO ORDERED.

DATED: February 6, 2006

29  
30 /s/ Frank C. Damrell Jr.  
31 THE HONORABLE FRANK C. DAMRELL, JR.  
32 United States District Court  
33 Eastern District of California  
34  
35  
36  
37  
38